

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

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LINDY STOKER and JAMES YARBROUGH, §  
on Behalf of Themselves and All Others §  
Similarly Situated, §

Plaintiffs, §

v. §

Case No. CV 05-10064 (RGS)

JAMES B. HAWKES, SAMUEL L. HAYES, §  
III, WILLIAM H. PARK, RONALD A §  
PEARLMAN, NORTON H. REAMER, LYNN §  
A STOUT, EATON VANCE CORP., BOSTON §  
MANAGEMENT AND RESEARCH; §  
ATLANTA CAPITAL MANGAGEMENT CO, §  
LLC, and JOHN DOES NO. 1 THROUGH 100 §

Defendants. §

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**NOTICE OF DISMISSAL**

Pursuant to Fed. R. Civ. 41(a), plaintiffs hereby dismiss this action, which has not been

certified as a class action, without prejudice.

Dated: April 5, 2005

Respectfully Submitted,

/s/David Pastor

David Pastor (BBO #391000)  
GILMAN AND PASTOR, LLP  
Stonehill Corporate Center  
999 Broadway, Suite 500  
Saugus, MA 01906  
(781) 231-7850  
(781) 231-7841 fax

Randall K. Pulliam  
BARON & BUDD, P.C.  
3102 Oak Lawn Ave.  
Suite 1100  
Dallas, Texas 75219-4281  
(214) 521-3605  
(214) 520-1181 fax

J. Allen Carney  
Hank Bates  
CAULEY BOWMAN CARNEY & WILLIAMS, LLP  
11311 Arcade Dr.  
Suite 200  
Little Rock, Arkansas 72212  
(501) 312-8500  
(501) 312-8505 fax